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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

8 DYLAN JAMES DOWNEY,

9 Plaintiff,

10 v.

11 TY TRENARY, *et al.*,

12 Defendants.

Case No. C17-1024-JCC-MAT

ORDER DENYING PLAINTIFF'S
MOTION FOR RECONSIDERATION
AND GRANTING PLAINTIFF'S
MOTION FOR PRODUCTION OF
DOCUMENTS

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14 This is a civil rights action brought under 42 U.S.C. § 1983. This matter comes before the
15 Court at the present time on plaintiff's motion for reconsideration of this Court's prior Order
16 denying his application for court-appointed counsel, and on plaintiff's motion for production of
17 documents. The Court, having considered plaintiff's motions, and the balance of the record,
18 hereby finds and ORDERS as follows:

19 (1) Plaintiff's motion for reconsideration of this Court's Order denying his application
20 for court-appointed counsel (Dkt. 33) is DENIED. On July 21, 2017, this Court issued an Order
21 denying plaintiff's application for court-appointed counsel. (Dkt. 7.) Plaintiff subsequently
22 moved for reconsideration of that Order, and plaintiff's motion was denied on September 5, 2017.

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ORDER DENYING PLAINTIFF'S
MOTION FOR RECONSIDERATION - 1

1 (See Dkts. 16 and 18.) Plaintiff now moves the Court again for reconsideration of its prior Order
2 denying his application for court-appointed counsel. As plaintiff was advised in the Court's Order
3 denying his first motion for reconsideration, a motion for reconsideration must be filed within
4 fourteen days after the order to which it relates is filed. (See Dkt. 18 at 2, citing LCR 7(h)(2).)
5 Plaintiff did not sign his second motion for reconsideration until October 19, 2017, and the Court
6 did not receive the motion for filing until October 25, 2017. It is therefore clear that plaintiff's
7 motion for reconsideration is untimely.

8 (2) Plaintiff's motion for production of documents (Dkt. 34) is GRANTED in part.
9 Plaintiff, by way of the instant motion, seeks to have exhibits submitted in conjunction with his
10 original complaint returned to him. Plaintiff asserts that he did not retain copies of the exhibits
11 prior to submitting them, and he needs them for use later in these proceedings. The Court cannot
12 return plaintiff's original exhibits, but will provide plaintiff with copies of the requested exhibits
13 in this instance. Plaintiff is advised that he should retain copies of all future submissions as the
14 Court will not provide copies of such documents absent payment of the requisite copy fee.

15 (3) The Clerk is directed to send a copy of this Order to plaintiff together with copies
16 of the exhibits submitted by plaintiff in support of his original complaint (Dkt. 5, pages 27-64).
17 The Clerk is further directed to send copies of this Order to counsel for defendants and to the
18 Honorable John C. Coughenour.

19 DATED this 8th day of November, 2017.

20 
21 Mary Alice Theiler
22 United States Magistrate Judge
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